



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Brian Sandoval, Governor

Leo M. Drozdoff, P.E., Director

Colleen Cripps, Ph.D., Administrator

NOTICE OF PROPOSED ACTION - Bureau of Mining Regulation and Reclamation

Web Posting: 08/03/2012

Deadline for Comment: 09/03/2012

The Administrator of the Division of Environmental Protection gives notice that an application for a new Water Pollution Control Permit for the **Buckeye Mine Project**, a mining and beneficiation facility, has been properly filed with the Division of Environmental Protection in Carson City. The applicant for Water Pollution Control Permit **NEV2011109** (Permit) is:

Comstock Minerals Development Company, LLC
400 Main Street
Dayton, Nevada 89403

The facilities are located on private land in Lyon County, with mining in Section 9 and processing in Section 29, Township 16 N, Range 21 E, MDB&M. The mine is just east of the town of Silver City and the process building is at 26 Stokes St. in Mound House.

The project consists of surface mining and physical separation beneficiation facilities (NAC 445A.414), designed to extract gold, with a maximum permitted processing rate of 28,000 tons of ore per year. The facility is comprised of mine, mill building, ore stockpile, tailings stockpile, water tanks, and ancillary facilities. Facilities are required to be designed, constructed, operated and closed without any discharge or release in excess of those standards established in regulation except for meteorological events which exceed the design storm event.

The Administrator is constrained to either issue the Permit or to deny the application. The Administrator has made the tentative decision to issue the Permit.

Persons wishing to comment upon the proposed Permit, to recommend terms and conditions for consideration of incorporation into the Permit, or who request a public hearing pursuant to Nevada Administrative Code (NAC) Chapter 445A, must submit their written comments, objections, or requests by hand delivery or US Postal Service, or by facsimile or e-mail transmittal (with the original to be received within five (5) days of transmittal date), no later than 5:00 PM on the 30th day following the date of publication of this notice (submittal end date September 3, 2012) to:

Division of Environmental Protection
Bureau of Mining Regulation and Reclamation

901 South Stewart Street, Suite 4001
Carson City, Nevada 89701-5249

All comments, objections, or requests received during the public notice period will be considered in the final determination regarding the Permit. If the Division determines written comments or requests indicate a significant degree of public interest in this matter, the Administrator shall schedule a public hearing in accordance with the requirements of NAC 445A.405.

The draft Permit and all application documents are on file at the Division and are available for public inspection and copying pursuant to NRS 445A.665. For more information, contact Paul Eckert on (775) 687-9401 or visit the Bureau of Mining's website at <http://ndep.nv.gov/bmrr/bmrr01.htm> .